

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE

BRENDA JOYCE LITTLE,	)	
	)	No. C13-1284RSL
Plaintiff,	)	
v.	)	
WASHINGTON STATE, <i>et al.</i> ,	)	ORDER DENYING BURTON
	)	DEFENDANTS' MOTION TO
Defendants.	)	DISMISS


This matter comes before the Court on “Defendant Kenneth Burton and Jane Doe Burton’s Motion to Dismiss and Joinder” in other defendants’ motions. Dkt. # 44. Defendants argue that plaintiff’s allegations do not satisfy the requirements of Fed. R. Civ. P. 8(a) and that her claims are barred by the doctrines of res judicata and collateral estoppel. Defendants do not, however, acknowledge or address the allegations in the complaint specific to them or make any effort to show that the allegations fail to give rise to a plausible claim for relief under 42 U.S.C. § 1985(3). Nor do defendants provide facts or legal authority showing res judicata or collateral estoppel bars plaintiff’s claims against them. The sum total of defendants’ analysis is a wholesale incorporation of the motions filed by other defendants. Defendants’ reliance on these motions is unhelpful: none of them addresses the specific allegations related to Mr. Burton or otherwise shows that plaintiff is barred from asserting claims against him.

Because defendants failed to make an initial showing that they are entitled to

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DEFENDANTS’ MOTION TO DISMISS

1 dismissal under Fed. R. Civ. P. 12(b)(6), the Court need not consider plaintiff's late-filed  
2 response memorandum (Dkt. # 49). The Burton defendants' motion to dismiss is DENIED.

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5 Dated this 12th day of December, 2013.

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7 Robert S. Lasnik  
8 United States District Judge  
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